

New York State Environmental Facilities Corporation

Meeting of the Board of Directors

Wednesday, August 31, 2022

Minutes

(Approved at the October 13, 2022 meeting of the Board of Directors)

A meeting of the Board of Directors was held on August 31, 2022, in the Board Room on the seventh floor of the Corporation's office located at 625 Broadway, Albany, New York and by videoconference, in accordance with the Corporation's Bylaws and Chapter 1 of the Laws of 2022. A quorum was present as indicated:

Ex Officio Member Designees:

Christine A Westerman, Designee for the Commissioner of Health

Independent Members:

Francis T. Corcoran

Vita DeMarchi

Charles Kruzansky

Absent Members:

Jeffrey Stefanko, Chair Designee for the Commissioner of Environmental Conservation

James Leary, Designee for the Secretary of State

Adam Zurofsky

EFC Staff:

Maureen A. Coleman, President and CEO

Michael P. Hale, Executive Vice President

Henrik Westin, General Counsel

Kate S. Howard, Secretary to the Corporation and Associate Counsel

Wileen Chick, Chief Risk Officer

William Brizzell, Director of Engineering

Brian McClintock, Director of Public Finance

Brian McEvoy, Director of Equity Finance

Maureen McGrath, Director of Administration & Corporate Operations

Albert Schnide, Controller

Derek Sellman, Deputy General Counsel

Kaitlin Penner, Deputy Director of Engineering

Christopher Czub, Senior Accounting Manager

Brian McGuire, Senior Manager of Procurement and Program Compliance

Michael Roizman, System Administrator

Bernadette Futia, Information Technology Coordinator III

Adnan Mirza, Systems Administrator

Máire Cunningham, Program Manager

Other Attendees:

David Phillips, P.E., Chief, Design Section, Bureau of Water Supply and Protection, NYSDOH

Carrie Smith, Division of Water, NYSDEC

1. Roll call and declaration of quorum

The meeting was called to order by the Secretary at 11:30 a.m. Roll call was taken and a quorum was declared present.

2. Appointment of Chair Pro Tem

The Secretary called for a motion to appoint a Chair Pro Tem for the meeting as both the Chair and Chair's Designee were absent. Upon motion by Director Westerman and seconded by Director DeMarchi, the Board voted unanimously to appoint Director Corcoran to act as Chair Pro Tem. Director Corcoran proceeded with the business of the meeting.

3. Approval of the June 23, 2022 Draft Annual Board Meeting Minutes

Upon motion by Director Kruzansky and seconded by Director Westerman, the minutes from the June 23, 2022 annual meeting of the Board were unanimously approved.

4. Report of the Chair- The Chair Pro Tem had nothing to report.

5. President's Report

- President Coleman introduced Christopher Czub, Senior Accounting Manager and Brian McGuire, Senior Manager of Procurement and Program Compliance to the Board
- An update on the 2022 CWSRF IUP amendments, 2023 IUPs, and AIS was provided.
- The WIIA/IMG grant applications are due September 9, 2022.
- Board Site Visit will be to Rome, NY to see their Wastewater Treatment Plant and visit two GIGP sites.
- President Coleman spoke to the water crisis in Jackson, Mississippi and how important our work is to ensure safe Drinking Water and resiliency.

6. Committee Report

The Finance Committee met on August 31, 2022 prior to the Board meeting. Director Corcoran, the Finance Committee chair, provided a report to the Board on the matters discussed at that meeting.

- a. The Finance Committee approved the June 23, 2022 draft meeting minutes.
- b. The Finance Committee conducted a review and assessment of a State Revolving Funds Debt Authorization Request, specifically Clean Water and Drinking Water State Revolving Funds Bonds, Series 2022B. It was the recommendation of the Finance Committee that the State Revolving Funds Debt Authorization Request, Clean Water and Drinking Water State Revolving Funds Revenue Bonds, Series 2022B be approved by the full Board upon the presentation of I.D. No. 1 on the Board meeting agenda.

7. Unfinished Business

There was no unfinished business discussed.

8. Resolutions

Resolution No. 2924

Following its introduction by the Secretary, Director Kruzansky moved for adoption of the resolution and the motion was seconded by Director DeMarchi. Discussion ensued and the following resolution was adopted unanimously and made part of the minutes:

A BOND RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION AUTHORIZING THE ISSUANCE OF UP TO \$819,780,000 NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION STATE CLEAN WATER AND DRINKING WATER REVOLVING FUNDS REVENUE BONDS (POOLED FINANCING PROGRAM) OR ALTERNATIVELY AUTHORIZING LONG-TERM DIRECT FINANCINGS

Resolution No. 2925

Following its introduction by the Secretary, Director Kruzansky moved for adoption of the resolution and the motion was seconded by Director Westerman. Discussion ensued and the following resolution was adopted unanimously and made part of the minutes:

A RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION AMENDING THE PRIOR AUTHORIZATIONS FOR FINANCIAL ASSISTANCE TO BE PROVIDED BY THE CORPORATION TO CERTAIN RECIPIENTS IN CONNECTION WITH THE DRINKING WATER STATE REVOLVING FUND

Resolution No. 2926

Following its introduction by the Secretary, Director DeMarchi moved for adoption of the resolution and the motion was seconded by Director Westerman. Discussion ensued and the following resolution was adopted unanimously and made part of the minutes:

A RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION MAKING CERTAIN DETERMINATIONS AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION WITH THE DRINKING WATER STATE REVOLVING FUND AND AUTHORIZING FINANCIAL ASSISTANCE PAYMENTS TO CERTAIN MUNICIPALITIES TO FUND ELIGIBLE DRINKING WATER PROJECTS FROM FUNDS APPROPRIATED FOR WATER INFRASTRUCTURE IMPROVEMENT PROJECTS

Resolution No. 2927

Following its introduction by the Secretary, Director Kruzansky moved for adoption of the resolution and the motion was seconded by Director Corcoran. Discussion ensued and the following resolution was adopted unanimously and made part of the minutes:

A RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION MODIFYING THE PRIOR AUTHORIZATION FOR FINANCIAL ASSISTANCE PROVIDED BY THE CORPORATION TO A CERTAIN RECIPIENT IN CONNECTION WITH THE DISASTER RELIEF APPROPRIATIONS ACT OF 2013 AND THE CLEAN WATER STATE REVOLVING FUND

Resolution No. 2928

Following its introduction by the Secretary, Director Kruzansky moved for adoption of the resolution and the motion was seconded by Director Westerman. Discussion ensued and the following resolution was adopted unanimously and made part of the minutes:

A RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION AMENDING THE PRIOR AUTHORIZATIONS FOR FINANCIAL ASSISTANCE TO BE PROVIDED BY THE CORPORATION TO CERTAIN RECIPIENTS IN CONNECTION WITH THE CLEAN WATER STATE REVOLVING FUND

Resolution No. 2929

Following its introduction by the Secretary, Director DeMarchi moved for adoption of the resolution and the motion was seconded by Director Westerman. Discussion ensued and the following resolution was adopted unanimously and made part of the minutes:

A RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION MAKING CERTAIN DETERMINATIONS AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION WITH THE CLEAN WATER STATE REVOLVING FUND AND AUTHORIZING FINANCIAL ASSISTANCE PAYMENTS TO CERTAIN MUNICIPALITIES TO FUND ELIGIBLE CLEAN WATER PROJECTS FROM FUNDS APPROPRIATED FOR WATER INFRASTRUCTURE IMPROVEMENT PROJECTS

Resolution No. 2930

Following its introduction by the Secretary, Director Corcoran moved for adoption of the resolution and the motion was seconded by Director DeMarchi. Discussion ensued and the following resolution was adopted unanimously and made part of the minutes:

A RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION AUTHORIZING THE PRESIDENT OF THE CORPORATION OR THE PRESIDENT'S DESIGNEE TO ENTER INTO CONTRACTS WITH ENGINEERING FIRMS TO SERVE AS ADVISOR AND/OR PROVIDE ENGINEERING SERVICES TO THE PUBLICLY OWNED TREATMENT WORKS ASSET MANAGEMENT PROGRAM

Executive Session

Director Corcoran called for a motion to enter into Executive Session pursuant to Public Officers Law §105 (1)(d) in order to discuss matters related to litigation. Director Westerman moved to enter into executive session and the motion was seconded by Director Kruzansky, after which it was unanimously approved. At 12:22p.m. the Board entered into executive session with President Coleman, Executive Vice President Hale, General Counsel Westin, Deputy General Counsel Sellman, and Secretary & Associate Counsel Howard.

Regular session resumed at 12:51 p.m. Upon returning to the public meeting, Director Corcoran noted that no actions were taken by the Board during executive session.

Resolution No. 2931

Following its introduction by the Secretary, Director Westerman moved for adoption of the resolution and the motion was seconded by Director DeMarchi. Discussion ensued and the following resolution was adopted unanimously and made part of the minutes:

A RESOLUTION OF THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION AUTHORIZING SETTLEMENT OF A CIVIL MATTER

9. New Business - No new business to report.

10. Adjournment

Upon a motion made by Director Corcoran and seconded by Director Kruzansky the meeting adjourned at 12:56 p.m.

BY: /s/
Kate Siobhan Howard
SECRETARY TO THE CORPORATION